

RECEIVED  
CENTRAL FAX CENTER

SEP 20 2005

LAW OFFICES  
**LEYDIG, VOIT & MAYER, LTD.**  
TWO PRUDENTIAL PLAZA, SUITE 4900  
CHICAGO, ILLINOIS 60601-6780

TELEPHONE: (312) 616-5600

TELECOPY: (312) 616-5700 (G3)  
(312) 849-0495 (G4)

**FACSIMILE COVER SHEET**

DATE: SEPTEMBER 20, 2005

NUMBER OF PAGES (INCLUDING  
THIS TRANSMITTAL COVER SHEET): 17

TIME: 10:40 AM

YOUR REFERENCE: 09/449,912

OUR REFERENCE: 202232

**To: EXAMINER KENNETH TANG  
GROUP 2195**

Mail Stop \_\_\_\_\_  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

TELEPHONE NUMBER:

FACSIMILE NUMBER: (571) 273-8300

**FROM: MARK JOY, REG. NO. 35,562**

DIRECT LINE: (312) 616-5673

**MESSAGE: REPLY TO OFFICE ACTION**

In re Application of: Divittorio

Application No. 09/449,912

Filed: December 2, 1999

For: A MULTI-PURPOSE MULTI-VARIABLE CONTROL PROCESS PROGRAM  
EXECUTION SCHEME FOR DISTRIBUTED PROCESS CONTROL SYSTEM

A confirmation copy of the transmitted document will:

- ☒ Not be sent. This will be the only form of delivery of the transmitted document.  
☐ Be sent via First Class/Air Mail.  
☐ Be sent via Overnight Courier

The information contained in this facsimile transmission is intended only for the use of the individual or entity named above and those properly entitled to access to the information and may contain information that is privileged, confidential, and/or exempt from disclosure under applicable law. If the reader of this transmission is not the intended or an authorized recipient, you are hereby notified that any unauthorized distribution, dissemination, or duplication of this transmission is prohibited. If you have received this transmission in error, please immediately notify us by telephone or facsimile. Thank you.

RECEIVED  
OIPE/IAP

SEP 22 2005

FORM PTO-1083

**PATENT**  
 Attorney Docket No. 202232  
 Client Reference No. 99,032  
 Date: September 20, 2005

In re Application of: Divittorio  
 Application No. 09/449,912  
 Filed: December 2, 1999  
 For: A MULTI-PURPOSE MULTI-VARIABLE CONTROL PROCESS PROGRAM EXECUTION SCHEME  
 FOR DISTRIBUTED PROCESS CONTROL SYSTEM

Mail Stop  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Sir,

Transmitted herewith is a reply to office action in the subject application.

☐ Small entity status is claimed for this application under 37 CFR 1.27.

☒ Petition for an extension of time for the period noted below, as well as for any additional period necessary to render the present submission timely. Please charge Deposit Account No. 12-1216 for the appropriate petition fee.

☐ Other:

☒ Please charge Deposit Account No. 12-1216 in the total amount indicated below. A duplicate copy of this transmittal sheet is enclosed herewith.

					SMALL ENTITY		OTHER THAN A SMALL ENTITY	
TIME EXTENSION PETITION FEE			three-month		\$ 0.00		\$1,020.00	
subtract time extension fee previously paid			none		(\$ 0.00)		(\$ 0.00)	
CLAIM FEE	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	EXTRA CLAIMS PRESENT	RATE	ADD'L CLAIM FEE	RATE	ADD'L CLAIM FEE
TOTAL	26	MINUS	26	= 0	x 25 =	\$0.00	x 50 =	\$0.00
INDEPENDENT	4	MINUS	4	= 0	x 100 =	\$0.00	x 200 =	\$0.00
<input type="checkbox"/>	FIRST PRESENTATION OF MULTIPLE CLAIM				+ 180 =	\$	+ 360 =	\$
TOTAL AMOUNT TO BE CHARGED TO DEPOSIT ACCOUNT					TOTAL	\$	TOTAL	\$1020.00

☒ The Commissioner is hereby authorized to charge any deficiencies in the following fees associated with this communication or credit any overpayment to Deposit Account No. 12-1216.

☒ Any filing fees under 37 CFR 1.16 for the presentation of extra claims.

☒ Any patent application processing fees under 37 CFR 1.17.

09/22/2005 CNGUYEN 00000059 121216 09449912

01 FC:1253 1020.00 DA

Leydig, Voit & Mayer, Ltd.  
 Two Prudential Plaza, Suite 4900  
 180 North Stetson Avenue  
 Chicago, Illinois 60601-6780  
 (312) 616-6600 (telephone)  
 (312) 616-6700 (facsimile)

Respectfully submitted,

LEYDIG, VOIT &amp; MAYER, LTD.

By

Mark Joy, Reg. No. 35,562

RECEIVED  
CENTRAL FAX CENTER

SEP 20 2005

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent Application No. 09/449,912

Applicant: Divittorio

Filed: December 2, 1999

TC/AU: 2195

Examiner: Kenneth Tang

Docket No.: 202232 (Client Reference No. 99,032)

Customer No.: 23460

Mail Stop  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

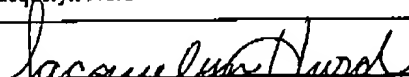
## REPLY TO OFFICE ACTION

Sir:

In reply to the Office Action dated March 22, 2005, please enter the following amendments and consider the following remarks.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks** begin on page 7 of this paper.

MAILING/TRANSMISSION CERTIFICATE UNDER 37 CFR 1.8 OR 1.10			
I hereby certify that this document and all accompanying documents are, on the date indicated below, being <input type="checkbox"/> deposited with the U.S. Postal Service using "Express Mail" service in an envelope addressed in the same manner indicated on this document with Express Mail Label Number <input type="checkbox"/> deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed in the same manner indicated on this document, or <input checked="" type="checkbox"/> facsimile transmitted to the U.S. Patent and Trademark Office at fax number: (571)273-8300.			
Name (Print/Type)	Jacquelyn Hurd		
Signature		Date	September 20, 2005